

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,
AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 16716 OF 1999

Date: 25.11.2005

BETWEEN:

Sadaram Rama Rao @ Ramana Rao

.... PETITIONER

And

1. The Municipal Corporation of Visakhapatnam, rep. by its, Commissioner, Visakhapatnam, and another.

.... RESPONDENTS

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 16716 OF 1999

ORDER:

The petitioner is a resident of Visakhapatnam. He is aggrieved by the action of the respondents in taking possession of his property in S.No.26 of Ward No.34 situated at Tatichetlapalem, Visakhapatnam for laying down road, allegedly without any proceedings under the Land Acquisition Act, 1894. This Court while admitting the writ petition on 23.8.1999 stayed the dispossession.

In the counter affidavit filed by the Commissioner of the first respondent Corporation it is stated that the land of the petitioner was acquired in 1982 and possession was already taken. It is further stated that the petitioner accepted the compensation of Rs.35,000/- to an extent of 240 sq. yards in Tatichetlapalem, Visakhapatnam and the road has already been laid.

Though the counter affidavit is filed no reply affidavit is filed by the learned counsel for the petitioner denying the counter averments. In view of the same, the Writ

Petition is dismissed. No costs.

(V.V.S. RAO, J.)

25th November, 2005

Js.